

To the Commission:

This replies to comments of Respironics, Inc., concerning its request for waiver and proposal involving operation of its medical ActiReader devices. The proposal comes before the Commission within the spirit of 47 CFR Section 2.405; meaning that the proposed device is intended to save lives, and it has been long-standing telecommunications policy and tradition to yield to any life-saving transmission or transmission intended to protect the health and safety of persons or protection of property. Consequently, whether the transmission is pursuant to Part 15 or some licensed service, I believe the tradition of the telecommunications industry/service has been to permit life-saving transmissions without hesitation or study. The device proposed in the instant proceeding is intended for medical and life-saving procedures. I, therefore, urge the Commission to close these proceedings with a view toward a favorable action on the requested waiver, further authorizing the extension of the waiver to end-users of the ActiReader devices, provided the uses to which the ActiReader is put are strictly medical in nature and, specifically, for the purposes expressed in the application for waiver. To these ends, I am...

Very sincerely yours,

/s./ James E. Whedbee
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